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TECHNICAL MEMORANDUM

Utah Coal Regulatory Program

October 20, 2010

TO: Internal File

THRU: Steve Christensen, Team Lead *S/C*
Jim Smith, Permit Supervisor *JS 22 Nov 2010*

FROM: April A. Abate, Environmental Scientist II *AAA 11-18-2010*

RE: Midterm Permit Review, Canyon Fuel Company, LLC, Dugout Canyon Mine, C/007/0039, Task #3660

SUMMARY:

On October 15, 2010, Dugout Canyon Mine submitted their response to the deficiency list from the midterm review process. One minor deficiency was noted in the MRP resulting from the review of the geology section of the Dugout MRP:

[R645-301-632]: Please reference or provide the most current subsidence monitoring point location map in Section 632 of the MRP. A subsidence monitoring location map was found in Appendix 5-11 and titled Figure 2; however, please verify that this is the most current map.

The Permittee has provided a response in an update to the text found in Section 632 indicating that a reference to the location of subsidence monitoring points is located in the annual report.

The response is adequate and no further actions are required to satisfy this deficiency.

RECOMMENDATIONS:

Approval is recommended.